

Filed on behalf of: LG Electronics, Inc. and  
LG Electronics U.S.A., Inc.

Paper \_\_\_\_\_

By: Brian A. Tollefson, Lead Counsel  
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Date filed: March 4, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LG ELECTRONICS, INC. and  
LG ELECTRONICS U.S.A., INC.,  
Petitioner,

v.

TOSHIBA SAMSUNG STORAGE TECHNOLOGY KOREA CORPORATION,  
Patent Owner.

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Case IPR2015-01653  
Patent RE43,106

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**PETITIONERS' MOTION TO WITHDRAW COUNSEL  
PURSUANT TO 37 C.F.R. § 42.10(e)**

Pursuant to 37 C.F.R. § 42.10(e), LG Electronics, Inc. and LG Electronics U.S.A., Inc. (collectively, “Petitioners”) hereby move to withdraw Jason M. Shapiro (Reg. No. 35,354) as lead counsel in the *Inter Partes* Review of U.S. Patent No. RE43,106. Petitioners move to withdraw Mr. Shapiro because he is no longer associated with Rothwell, Figg, Ernst & Manbeck, P.C. (“RFEM”), the firm which represents the Petitioners in this case. The Patent Owner does not oppose this motion, and, in compliance with 37 C.F.R. § 42.20(b), Petitioners received Board authorization to file this motion on February 29, 2016.

Under the Patent Office’s rules, “a practitioner shall not withdraw from employment until the practitioner has taken reasonable steps to avoid foreseeable prejudice to the rights of the client, including giving due notice to his or her client, allowing time for employment of another practitioner, delivering to the client all papers and property to which the client is entitled, and complying with applicable laws and rules.” 37 C.F.R. § 10.40(a). In compliance with 37 C.F.R. § 10.40(a), Petitioners will not be prejudiced by the withdrawal of Mr. Shapiro at least because:

- (i) RFEM has retained all relevant papers and property necessary to continue representation of Petitioners in this case,
- (ii) Petitioners designate Brian A. Tollefson (Reg. No. 46,338), an RFEM attorney already familiar with the case, to replace Mr. Shapiro as lead

counsel for Petitioners in this case and are concurrently submitting updated mandatory notices pursuant to 37 C.F.R. § 42.8(b)(3), identifying Mr. Tollefson as lead counsel, and

- (iii) Michael V. Battaglia (Reg. No. 64,932) will remain as backup counsel for Petitioners in this case.

Respectfully submitted,

Date: March 4, 2016

By: /Michael V. Battaglia/  
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*Counsel for Petitioners LG Electronics, Inc.  
and LG Electronics U.S.A.*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 4th day of March, 2016, a true and correct copy of the foregoing **PETITIONERS' MOTION TO WITHDRAW COUNSEL PURSUANT TO 37 C.F.R. § 42.10(e)** was served, via electronic mail upon the following counsel for Patent Owner Toshiba Samsung Storage Technology Korea Corporation:

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*/ Erik van Leeuwen /*  
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